

UNITED STATES BANKRUPTCY COURT,
DISTRICT OF MASSACHUSETTS

In re: **LE, HUU PHU**
SSN: xxx-xx-4209

Debtor(s)

Chapter 13
Case No. 23-10561-CJP

TRUSTEE'S OBJECTION TO CONFIRMATION OF
THE DEBTOR'S CHAPTER 13 PLAN

Now comes Carolyn A. Bankowski, Standing Chapter 13 Trustee ("Trustee"), and respectfully objects to confirmation of the Debtor's amended Chapter 13 Plan, (the "Plan"), and for reasons says as follows:

1. The Debtor filed a Chapter 13 petition for bankruptcy relief on April 12, 2023.
2. On May 16, 2023, the Trustee convened and presided at a Section 341 Meeting of Creditors wherein the Debtor appeared with Counsel was sworn and examined.
3. The Debtor filed the Plan on May 31, 2023. The Trustee is unable to recommend confirmation at this time.
4. In Part 3.B.(3) the Debtor provides for the treatment of the claim of Pairings Wine and Food, Inc. with reference to 'Exhibit Table 3.2'. However, review of the 'Exhibits Table' shows Pairings Wine and Food, Inc under 'Exhibit 3.3'. The Plan is inconsistent.
5. The Debtor has failed to provide an amended Schedule J to show the Debtor can properly fund the Plan. The Plan proposes amended payments of \$136.00 per month, but Schedule J only shows monthly net income of \$99.68 per month.

WHEREFORE, the Trustee requests that the Court sustain the objection to confirmation and for such other relief as is proper.

Dated: June 1, 2023

Respectfully submitted,
Carolyn A. Bankowski
Standing Chapter 13 Trustee
By: /s/ Carolyn A. Bankowski
Carolyn A. Bankowski, BBO# 631056
Patricia A. Remer, BBO #639594
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Certificate of Service

The undersigned hereby certifies that on June 1, 2023, a copy of the Trustee's Objection to Debtor's Chapter 13 Plan was served via electronic filing, first class mail, postage prepaid on the debtor and debtor's counsel at the addresses set forth below.

Huu Phu Le
30 Franklin Street
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By: /s/ Carolyn A. Bankowski
Carolyn A. Bankowski